

REMARKS/ARGUMENTS

Applicant respectfully requests reconsideration and allowance of claims 1, 7, 9, 10, 12-14, 17-21, 25-34 that are pending in the application. Applicant has amended claims 31 and 33, and added new claim 34. No new matter has been added by way of these amendments, as support for the amendments can be found in the specification as filed.

The arguments and remarks made in the Amendment filed August 28, 2007 are incorporated herein.

Regarding claim 31 as amended, such claim recites the specific structural elements of a Laval nozzle as well as its characteristics when used in the inhaler: the Laval nozzle includes a narrowing inlet section, a section of narrowest cross-section, and a widening outlet section, such that the powder particles achieve a supersonic speed at an end of the narrowing inlet section of the Laval nozzle and are decelerated to subsonic speed in the widening outlet section of the Laval nozzle. None of the cited art of record disclose or suggest these elements and characteristics. Accordingly, Applicant submits that new claim 31 and its dependent claim are allowable.

Regarding claim 33 as amended, such claim recites the specific structural elements of a simple aperture-type nozzle as well as its characteristics when used in the inhaler: an aperture of predetermined shape communicating with the mouthpiece, the aperture being shaped such that it introduces turbulence to the flow of the particle laden gas in order to finely disperse the powder particles. New claim 34 recites that the particle sizes are between about 1-5 um. None of the cited art of record disclose or suggest these elements and characteristics. Accordingly, Applicant submits that new claim 33 is allowable.

CONCLUSION

In view of the foregoing, Applicant submits that the pending claims are in condition for allowance. Early and favorable action is earnestly solicited. In the event there are any fees due and owing (or refundable) in connection with this matter, please charge (or refund) same to our Deposit Account No. 11-0223.

Dated: August 31, 2007

Respectfully submitted,

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